



Rec'd PCT/PTO 24 OCT 2005

10/528319

Docket No. FISHER-F

**DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**LIGHT EMITTING DEVICE**

the specification of which

(check one) ☐ is attached hereto.  
☒ was filed on September 18, 2003 as Application Serial No. 10/528,319  
☐ and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)			Priority	Claimed
<u>PCT/AU2003/001225</u> (Number)	<u>PCT</u> (Country)	<u>September 18, 2003</u> (Day/Month/Year Filed)	<u>X</u> Yes	No
<u>2002951465</u> (Number)	<u>Australia</u> (Country)	<u>September 18, 2002</u> (Day/Month/Year Filed)	<u>X</u> Yes	No
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	_____ Yes	_____ No

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)	(Filing Date)	(Status: patented, pending, abandoned)
_____ (Application Serial No.)	_____ (Filing Date)	_____ (Status: patented, pending, abandoned)

I hereby appoint the following attorney(s) and or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith: David P. Dureska, Esq., Registration No. 34,152, telephone (330) 491-5289; fax (330) 252-5454; and email ddureska@bdblaw.com; Edward T. Kennedy, Registration No. 48,478, both at 4518 Fulton Drive, N.W., P. O. Box 35548, Canton, Ohio 44735-5548; Louis F. Wagner, Esq., Registration No. 35,730; David Hrina, Registration No. 50,566, both at 50 S. Main Street, P. O. Box 1500, Akron, Ohio 44309-1500, telephone (330) 376-5300, and Robert Pershes, Registration No. 35,641, 2500 N. Military Trail, Suite 480, Boca Raton, Florida, 33431, telephone (561)241-0414, its attorneys, all of BUCKINGHAM, DOOLITTLE & BURROUGHS, LLP.

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DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION (Cont.)

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application of any patent issued thereon.

1-W FIRST OR SOLE INVENTOR

Inventor(s) Signature Jim Franklin Date 4/5/05  
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